

16-529 KOKESH V. SEC

DECISION BELOW: 834 F.3d 1158

LOWER COURT CASE NUMBER: 15-2087

QUESTION PRESENTED:

Under 28 U.S.C. § 2462, any "action, suit or proceeding for the enforcement of any civil fine, penalty, or forfeiture, pecuniary or otherwise, shall not be entertained unless commenced within five years from the date when the claim first accrued."

The question presented is:

Does the five-year statute of limitations in 28 U.S.C. § 2462 apply to claims for "disgorgement"?

CERT. GRANTED 1/13/2017